#257843

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR § 1.53(b))

Attorney Docket No.	31141-2
First Inventor	Marc J. COMMEVILLE
Title	HOSE BIB CONTAINMENT DEVICE AND METHOD
Express Mail Label No.	EV 394105487 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(*Submit an original and a duplicate for fee processing*)

2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.

3. ☒ Specification [*Total Pages* 15]
(*preferred arrangement set forth below*)
- Descriptive title of the Invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (*if filed*)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. ☒ Drawing(s) (*35 U.S.C. 113*) [*Total Pages* 10]
   ☒ Formal ☐ Informal

5. Oath or Declaration [*Total Pages* 3]
   a. ☒ Newly executed (original or copy) SIGNED
   b. ☐ Copy from a prior application (37 C.F.R.§1.63(d))
   (*for continuation/divisional with Box 18 completed*)
   i. ☐ DELETION OF INVENTOR(S)
   Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§1.63(d)(2) and 1.33(b).

6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)

8. ☐ Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
   a. ☐ Computer Readable Form (CRF)
   b. Specification Sequence Listing on:
   i. ☐ CD-ROM or CD-R (2 copies); or
   ii. ☐ paper
   c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))

10. ☐ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney
(*when there is an assignee*)

11. ☐ English Translation Document (*if applicable*)

12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations

13. ☐ Preliminary Amendment

14. ☒ Return Receipt Postcard (MPEP 503)
(*Should be specifically itemized*)

15. ☐ Certified Copy of Priority Document(s)
(*if foreign priority is claimed*)

16. ☒ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).
Applicant must attach form PTO/SB/35 or its equivalent.

17. ☐ Other: _____

18. If a CONTINUING APPLICATION, *check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76*:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No:_____

Prior application information: Examiner:_____ Group / Art Unit:_____

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label | 30,565 | or ☐ Correspondence address below

Name	Woodard, Emhardt, Moriarty, McNett & Henry LLP
Address	Bank One Center/Tower
	111 Monument Circle, Suite 3700
City	Indianapolis	State	IN	Zip Code	46204-5137
Country	USA	Telephone	(317) 634-3456	Fax	(317) 637-7561
Name (Print/Type)	Denise M. Gosnell	Registration No. (Attorney/Agent)	51,748
Signature	*Denise M. Gosnell*	Date	December 30, 2003

WENMM/SB/17 (10-00)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL
for FY 2003
Effective 01/01/2003. Patent fees are subject to annual revision.

Complete if Known	
Application Number	
Filing Date	December 30, 2003
First Named Inventor	Marc J. COMMEVILLE
Examiner Name	
Art Unit	
Attorney Docket No.	31141-2

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	($) 394.00

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number	23-3030
Deposit Account Name	Woodard, Emhardt, Moriarty, McNett & Henry LLP

The Commissioner is authorized to: *(check all that apply)*

☐ Charge any fee(s) indicated below   ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application excluding the payment of issue fees

☐ Charge fee(s) indicated below, **except for the filing fee**, to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity			
Fee Code	Fee ($)	Fee Code	Fee ($)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	385.00
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
				SUBTOTAL 1. ($)	385.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from Below	Fee Paid
Total Claims	21 -20**=	1	X 9.00 =	9.00
Independent Claims	3 -3**=	0	X 43.00 =	0.00
Multiple Dependent Claim			=	0.00

Large Entity		Small Entity			
Fee Code	Fee ($)	Fee Code	Fee ($)	Fee Description	
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
				SUBTOTAL 2. ($)	9.00

**or number previously paid, if greater, For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity			
Fee Code	Fee ($)	Fee Code	Fee ($)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for *ex parte* reexamination	
1804	*920	1804	*920	Requesting publication of SIR prior to Examiner action	
1805	*1,840	1805	*1,840	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of Properties)	
1809	770	2809	385	Filing a submission after final rejection ((37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be Examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other Fee (specify)					
				SUBTOTAL 3. ($)	0.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Name (Print/Type)	Denise M. G snell	Registration No. (Attorney/Agent)	51,748	Telephone	(317) 634-3456
Signature	*Denise M. Gosnell*			Date	December 30, 2003

NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	Marc J. Commeville
	Title	Hose Bib Containment Device and Method
	Attorney Docket Number	31141-2

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

DECEMBER 29, 2003

12/29/03

_____
Date

(317) 710 7835

_____
Telephone number

_____
Signature

MARC J. COMMEVILLE

_____
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**